

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

EVGENY OKMYANSKY,

Plaintiff,

v.

HERBALIFE INTERNATIONAL OF
AMERICA, INC.,

Defendant.

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Civil Action No. 03-10574-JLT

ORDER AND JUDGMENT

November 8, 2004

TAURO, J.

This court hereby orders that:

1. Motion for Summary Judgment of Defendant Herbalife International of America, Inc. on Issues Set Forth in the June 21, 2004 Order [#59] is ALLOWED.
2. Plaintiff's Motion for Summary Judgment [#63] is DENIED.

IT IS SO ORDERED.

/s/ Joseph L. Tauro
United States District Judge